

MINUTES

MONTANA SENATE 60th LEGISLATURE - SPECIAL SESSION

COMMITTEE ON FINANCE AND CLAIMS

Call to Order: By **CHAIRMAN TRUDI SCHMIDT**, on May 14, 2007 at 4:30 P.M., in Room 317 Capitol.

ROLL CALL

Members Present:

Sen. Trudi Schmidt, Chairman (D)
Sen. Bob Hawks, Vice Chairman (D)
Sen. Keith Bales (R)
Sen. Gregory D. Barkus (R)
Sen. John Brueggeman (R)
Sen. John Cobb (R)
Sen. Mike Cooney (D)
Sen. Steven Gallus (D)
Sen. Ken (Kim) Hansen (D)
Sen. Lane L. Larson (D)
Sen. Dave Lewis (R)
Sen. Greg Lind (D)
Sen. Corey Stapleton (R)
Sen. Bill Tash (R)
Sen. Mitch Tropila (D)
Sen. David E. Wanzenried (D)
Sen. Dan Weinberg (D)
Sen. Carol Williams (D)

Members Excused:

Sen. Rick Laible (R)

Members Absent: None.

Staff Present: Prudence Gildroy, Committee Secretary
Taryn Purdy, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 2, 5/14/2007

Executive Action: HB 2

00:00:00 Reconvene

HEARING ON HB 2

Opening Statement by Sponsor:

00:00:18 **REP. EDITH CLARK (R), HD 28**, opened the hearing on **HB 2**, General appropriations act.

00:04:27 Clayton Schenck, Legislative Fiscal Analyst

[EXHIBIT\(fcs04b01\)](#)

[EXHIBIT\(fcs04b02\)](#)

Proponents' Testimony:

00:07:23 David Ewer, Budget Director, Office of Budget and Program Planning (OBPP)

00:17:18 Lois Menzies, Court Administrator, Montana Supreme Court

00:19:04 Sheila Stearns, Commissioner of Higher Education

00:19:35 David Hunter, Deputy Director, Department of Revenue (DOR)

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

00:23:05 Sen. Lewis to David Hunter, (DOR)

Closing by Sponsor:

00:25:13 Rep. Clark

EXECUTIVE ACTION ON HB 2

00:26:35 **Motion:** SEN. GALLUS moved that HB 2 BE CONCURRED IN.

00:28:16 **Motion:** SEN. GALLUS moved that AMENDMENT HB000222.APG BE ADOPTED.

EXHIBIT(fcs04b03)

Discussion:

00:28:52 Sen. Gallus

00:29:52 **Vote:** Motion carried 16-0 unanimously by voice vote.

00:30:10 **Motion:** SEN. GALLUS moved that AMENDMENT HB000223.APG BE ADOPTED.

EXHIBIT(fcs04b04)

Discussion:

00:30:50 Sen. Gallus

00:31:00 Sen. Bales

00:32:52 Sen. Schmidt to Pat Gervais, Legislative Fiscal Division (LFD)

00:33:51 **Vote:** Motion carried 15-1 by voice vote with SEN. BALES voting no.

00:34:16 **Motion:** SEN. GALLUS moved that AMENDMENT HB000224.APG BE ADOPTED.

EXHIBIT(fcs04b05)

Discussion:

00:34:35 Sen. Gallus

00:35:57 Sen. Bales to Pat Gervais, LFD

00:42:07 Sen. Williams

00:42:40 Sen. Barkus

00:43:17 Sen. Gallus

00:45:27 Sen. Williams to Sen. Gallus

00:46:11 Pat Gervais, LFD

00:47:02 Sen. Bales

00:49:42 Sen. Gallus

00:50:07 **Vote:** Motion carried 11-8 by roll call vote with SEN. BALES, SEN. BARKUS, SEN. BRUEGGEMAN, SEN. COBB, SEN. LAIBLE, SEN. LEWIS, SEN. STAPLETON, and SEN. TASH voting no. SEN. LAIBLE voted by proxy.

00:51:23 **Motion:** SEN. HAWKS moved that AMENDMENT HB000214.APJ BE ADOPTED.

EXHIBIT(fcs04b06)

Discussion:

00:51:26 Sen. Hawks

00:54:03 Sen. Lewis

00:56:09 Sen. Barkus to Mick Robinson, Associate Commissioner of Higher Education

00:58:00 Sen. Bales

00:59:36 **Motion:** SEN. BALES moved TO SEGREGATE #1 and #2 of amendment HB000214.apj

01:00:14 Sen. Hawks

01:01:05 **Vote:** Motion that #1 be adopted carried 17-0 by voice vote.

01:01:18 Sen. Hawks

01:03:04 Taryn Purdy, Legislative Fiscal Division

01:03:33 Sen. Hawks

01:04:00 **Vote:** Motion that #2 be adopted carried 11-8 by roll call vote with SEN. BALES, SEN. BARKUS, SEN. BRUEGGEMAN, SEN. LAIBLE, SEN. LARSON, SEN. LEWIS, SEN. STAPLETON, and SEN. TASH voting no.

01:05:11 **Motion:** SEN. WANZENRIED moved that AMENDMENT
HB000202.AJW BE ADOPTED.

EXHIBIT(fcs04b07)

01:06:18 Sen. Wanzenried

01:06:39 **Vote:** Motion carried unanimously by voice vote.

01:07:07 **Motion:** SEN. WILLIAMS moved that AMENDMENT
HB000208.AKW BE ADOPTED.

EXHIBIT(fcs04b08)

Discussion:

01:07:33 Sen. Williams

01:08:34 **Vote:** Motion carried 13-5 by voice vote with SEN.
BALES, SEN. BARKUS, SEN. LAIBLE, SEN. LEWIS, and SEN.
STAPLETON voting no.

01:08:59 **Motion:** SEN. WILLIAMS moved that AMENDMENT
HB000225.APG BE ADOPTED.

EXHIBIT(fcs04b09)

Discussion:

01:09:13 Sen. Williams

01:10:02 Sen. Tropila

01:10:32 **Vote:** Motion carried 14-5 by voice vote with SEN.
BALES, SEN. BARKUS, SEN. BRUEGGEMAN, SEN. LAIBLE, and
SEN. LEWIS voting no. SEN. LAIBLE voted by proxy.

01:11:49 **Motion:** SEN. LIND moved a CONCEPTUAL AMENDMENT TO
SECTION D - D2 LINES 17 AND 18 TO ELIMINATE THE
ADDITIONAL \$1 MILLION TO THE METH WATCH PROGRAM.

Discussion:

01:13:05 Sen. Lind

01:13:38 Sen. Lewis to Sen. Lind

01:14:48 Sen. Gallus

01:16:00 Sen. Gallus to Skip Culver, Department of Justice (DOJ)

01:17:22 Sen. Weinberg

01:19:02 Sen. Lind to Skip Culver, DOJ

01:19:39 **Vote:** Motion carried 10-9 by roll call vote with SEN. BALES, SEN. BARKUS, SEN. BRUEGGEMAN, SEN. GALLUS, SEN. LAIBLE, SEN. LEWIS, SEN. STAPLETON, SEN. TASH, and SEN. TROPILA voting no. SEN. LAIBLE voted by proxy.

01:20:42 **Motion:** SEN. LIND moved a CONCEPTUAL AMENDMENT TO B-4 LINES 21 AND 22 TO REDUCE \$1.5 TO THE TREMOLITE ASBESTOS RELATED DISEASES PROGRAM.

Discussion:

01:23:01 Taryn Purdy

01:23:20 Sen. Lind

01:24:30 Sen. Bales

01:25:13 Kris Wilkinson, Legislative Fiscal Division

01:25:54 Sen. Bales

01:26:32 Sen. Hawks

01:27:24 Sen. Lind

01:29:16 **Vote:** Motion carried 11-7 by roll call vote with SEN. BALES, SEN. BARKUS, SEN. BRUEGGEMAN, SEN. LAIBLE, SEN. LEWIS, SEN. TASH, and SEN. TROPILA voting no. SEN. LAIBLE voted by proxy.

01:29:19 **Motion:** SEN. LIND moved that AMENDMENT HB000207.ABS BE ADOPTED.

EXHIBIT(fcs04b10)

Discussion:

01:29:42 Sen. Lind

01:30:50 **Vote:** Motion carried 14-4 with SEN. BALES, SEN. BARKUS, SEN. COBB, and SEN. LAIBLE voting no. SEN. LAIBLE voted by proxy.

01:31:14 **Motion:** SEN. WANZENRIED moved that AMENDMENT HB000214.AGD BE ADOPTED.

EXHIBIT(fcs04b11)

Discussion:

01:31:31 Sen. Wanzenried

01:39:13 Sen. Bales

01:42:31 Sen. Stapleton

01:44:58 Recess

01:51:56 Reconvene

01:51:57 Sen. Schmidt

01:52:11 Sen. Wanzenried withdrew his amendment

01:52:20 **Motion:** SEN. COBB moved that AMENDMENT HB000203.AJW BE ADOPTED.

EXHIBIT(fcs04b12)

Discussion:

01:53:35 Taryn Purdy, LFD

01:54:11 Sen. Cobb

01:54:49 Sen. Wanzenreid

01:55:07 **Vote:** Motion carried unanimously by voice vote.

01:55:18 **Motion:** SEN. WANZENRIED moved that AMENDMENT HB000209.AKW BE ADOPTED.

EXHIBIT(fcs04b13)

Discussion:

01:55:43 Sen. Wanzenried

01:58:10 Sen. Bales to Barbara Smith, LFD

01:59:37 **Vote:** Motion carried 15-3 with SEN. BALES, SEN. BARKUS, and SEN. TASH voting no.

02:00:37 Recess

03:54:55 Reconvene

03:55:00 Sen. Schmidt

03:55:18 **Motion:** SEN. WANZENRIED moved that AMENDMENT HB000216.AGD BE ADOPTED.

EXHIBIT (fcs04b14)

Discussion:

03:55:30 Sen. Wanzenried

03:58:48 **Motion:** SEN. WANZENRIED moved A CONCEPTUAL AMENDMENT TO ITEM #6 IN AMENDMENT HB000216.AGD TO ELIMINATE \$2.9 MILLION FOR EACH FISCAL YEAR FOR FIRE SUPPRESSION IN DNRC.

03:59:55 Sen. Stapleton

04:00:30 Sen. Cooney

04:00:51 **Vote:** Motion carried unanimously by voice vote.

04:01:05 **Motion/Vote:** SEN. WANZENRIED moved HB 2 BE CONCURRED IN AS AMENDED. Motion carried 18-0 by voice vote. SEN. LAIBLE voted by proxy.

ADJOURNMENT

Recess: 8:00 P.M.

SEN. TRUDI SCHMIDT, Chairman

PRUDENCE GILDROY, Secretary

TS/pg

Additional Exhibits:

EXHIBIT ([fcs04bad.pdf](#))